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PATENT

FEB 1 2 2002 A IN

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

CASE NO.: BB1067 US CNT

APPLICATION NO.: 09/989339

CONFIRMATION NO.: 4340

GROUP ART UNIT: UNKNOWN

EXAMINER: UNYNOWN

FILED: NOVEMBER 20, 2001

FOR: PLANT METHIONINE SYNTHASE GENE AND METHODS FOR INCREASING

THE METHIONINE CONTENT OF THE SEEDS OF PLANTS

RESPONSE TO NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

COPY OF PAPERS ORIGINALLY FILED

Assistant Commissioner for Patents Washington, DC 20231

Attention: Box Missing Parts

Sir:

Application mailed Decmeber 17, 2001 (a copy of which is attached), enclosed is a complete specification as prescribed by 35 U.S.C. 112 as required and a copy of the oath and declaration for the above-referenced application. Please charge the \$130.00 surcharge fee applicable for filing the Declaration on a date later than the filing date to Deposit Account 04-1928 (E. I. du Pont de Nemours and Company). If the fee is insufficient or incorrect, please charge or credit the balance to the above-identified account.

Respectfully submitted,

02/15/2002 HNDHANN1 00000095 041928 09989339

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130.00 CH

LYNNE M. CHRISTENBURY ATTORNEY FOR APPLICANTS REGISTRATION NO. 30,971

TELEPHONE: (302) 992-5481 FACSIMILE: (302) 892-1026

Dated: January 28, 2002



United States Patent and Trademark Office

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Washington, D.C. 20231 www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/989,339

11/20/2001

BB1067 US CNT

23906 E I DU PONT DE NEMOURS AND COMPANY LEGAL DEPARTMENT - PATENTS 1007 MARKET STREET WILMINGTON, DE 19898

COPY OF PAPERS
ORIGINALLY FILED

CONFIRMATION NO. 4340
FORMALITIES LETTER

OC000000007200977

Date Mailed: 12/17/2001

NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

The specification is missing.
 A complete specification as prescribed by 35 U.S.C. 112 is required.

The required items noted below SHOULD be filed along with any items required above. The filing date of this nonprovisional application will be the date of receipt of the items required above.

The oath or declaration is missing.
 A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

A copy of this notice MUST be returned with the reply.

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PART 2 - COPY TO BE RETURNED WITH RESPONSE



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09/989339
BB1067 US CNT
MISSING PARTS COVER LETTER - INCOMPLETE NONPREV. Application 139
COPY OF DECLARATION
OPY OF NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

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Complete if Known

09/989339

PTO/SB/17 (11-01)

302-992-5481

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Application Number

FEE TRANSMITTAL

Lynne M. Christenbury

Name (Print/Type)

Signature

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